

UNITED STATES DISTRICT COURT FOR  
THE SOUTHERN DISTRICT OF NEW YORK

-----X  
New Jersey Carpenters Health Fund, On Behalf of  
Itself and All Others Similarly Situated,

Plaintiffs,

-against-

Civil Action No. 08 cv 5310 (DAB)  
ECF Case

NovaStar Mortgage Funding Trust, Series 2006-3,  
NovaStar Mortgage Funding Trust, Series 2006-4,  
NovaStar Mortgage Funding Trust, Series 2006-5,  
NovaStar Mortgage Funding Trust, Series 2006-6,  
NovaStar Mortgage Funding Trust, Series 2007-1,  
NovaStar Mortgage Funding Trust, Series 2007-2,  
NovaStar Mortgage Funding Corporation, Scott F.  
Hartman, Gregory S. Metz, W. Lance Anderson,  
Mark A. Herpich, The Royal Bank of Scotland  
Group, plc, Greenwich Capital Holdings, Inc.,  
Greenwich Capital Markets, Inc. d/b/a RBS  
Greenwich Capital, Wachovia Securities, LLC,  
Deutsche Bank Securities, Inc., Moody's Investors  
Service, Inc., The McGraw-Hill Companies, Inc.,

Defendants.

**MOTION TO ADMIT COUNSEL**

**PRO HAC VICE**

-----X

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District  
Courts for the Southern and Eastern Districts of New York, I, Daniel P. Jaffe, a member  
in good standing of the bar of this Court, hereby move for an Order allowing the  
admission pro hac vice of

Applicant's Name: MARTIN M. LORING  
Firm Name: Husch Blackwell Sanders LLP  
Address: 4801 Main Street, Suite 1000  
City/State/Zip: Kansas City, Missouri 64112  
Phone Number: (816) 983-8000  
Fax Number: (816) 983-8080

MARTIN M. LORING is a member in good standing of the Bars of the States of Kansas and Missouri. There are no pending disciplinary proceedings against MARTIN M. LORING in any State or Federal court.

Dated: Clayton (St. Louis County), Missouri  
July 17, 2008



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Daniel P. Jaffe (DJ3217)  
Husch Blackwell Sanders LLP  
190 Carondelet Plaza, Suite 600  
St. Louis, MO 63105-3441  
Telephone: 314-480-1500  
Facsimile: 314-480-1505  
[dan.jaffe@huschblackwell.com](mailto:dan.jaffe@huschblackwell.com)

New York Office of  
Daniel P. Jaffe:  
120 Lee Road  
Scarsdale, New York 10583  
Telephone and Facsimile:  
914-723-5102

Attorneys for NovaStar Mortgage Funding Trust, Series 2006-3, NovaStar Mortgage Funding Trust, Series 2006-4, NovaStar Mortgage Funding Trust, Series 2006-5, NovaStar Mortgage Funding Trust, Series 2006-6, NovaStar Mortgage Funding Trust, Series 2007-1, NovaStar Mortgage Funding Trust, Series 2007-2, NovaStar Mortgage Funding Corporation, Scott F. Hartman, Gregory S. Metz, W. Lance Anderson, and Mark A. Herpich

### DECLARATION OF SERVICE

I, Daniel P. Jaffe, certify that on this 17<sup>th</sup> day of July, 2008, I served on the below listed attorneys a copy of the foregoing **Motion to Admit Counsel Pro Hac Vice** by instructing my secretary/assistant to mail a copy to each of them by First Class U.S. mail, postage prepaid:

Samuel P. Sporn, Joel P. Laitman,  
Christopher Lometti, Jay P. Saltzman,  
Frank R. Schirripa, Daniel B. Rehns  
**Schoengold Sporn Laitman  
& Lometti, P.C.**  
19 Fulton Street, Suite 406  
New York, New York 10038  
*Counsel for Plaintiffs and the Proposed  
Class*

Thomas C. Rice  
James G. Gamble  
**Simpson Thacher & Bartlett LLP**  
425 Lexington Avenue  
New York, NY 10017  
*Attorneys for Defendants The Royal Bank  
of Scotland Group, plc, Greenwich Capital  
Holdings, Inc., Greenwich Capital  
Markets, Inc.*

Floyd Abrams, Susan Buckley, Adam  
Zurofsky, Tammy L. Roy  
**Cahill Gordon & Reindel LLP**  
80 Pine Street  
New York, New York 10005  
*Attorneys for Defendant The McGraw-Hill  
Companies, Inc.*

James J. Coster  
Joshua M. Rubins  
**Satterlee Stephens Burke & Burke LLP**  
230 Park Avenue, 11<sup>th</sup> Floor  
New York, NY 10169  
*Attorneys for Defendant Moody's Investors  
Service, Inc.*

I certify under penalty of perjury that the foregoing is true and correct.

Executed on this 17<sup>th</sup> day of July, 2008.



---

Daniel P. Jaffe

UNITED STATES DISTRICT COURT FOR  
THE SOUTHERN DISTRICT OF NEW YORK

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Group, plc, Greenwich Capital Holdings, Inc.,  
Greenwich Capital Markets, Inc. d/b/a RBS  
Greenwich Capital, Wachovia Securities, LLC,  
Deutsche Bank Securities, Inc., Moody's Investors  
Service, Inc., The McGraw-Hill Companies, Inc.,

**DECLARATION OF  
DANIEL P. JAFFE  
IN SUPPORT OF MOTION  
TO ADMIT COUNSEL  
PRO HAC VICE**

Defendants.

-----X

I, DANIEL P. JAFFE, declare as follows:

1. I am Of Counsel at Husch Blackwell Sanders LLP, counsel in the above captioned case for defendants NovaStar Mortgage Funding Corporation, Scott F. Hartman, Gregory S. Metz, W. Lance Anderson, Mark A. Herpich, and the following six NovaStar Mortgage Funding Trusts as listed above in the caption of this case and identified as Series 2006-3, 2006-4, 2006-5, 2006-6, 2007-1 and 2007-2 (hereinafter "the NovaStar Defendants"). I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of the NovaStar Defendants' motion to admit **Martin M. Loring** as counsel pro hac vice to represent the NovaStar Defendants in this matter.
2. I am a member in good standing of the bar of the State of New York and was admitted to practice law before this bar on March 21, 2007. I am also admitted to the bar of the United States District Court for the Southern District of New York, and am in good standing with this Court.

3. I have been professionally associated with **Martin M. Loring** since February 29, 2008.
4. **Martin M. Loring** is a Partner at Husch Blackwell Sanders LLP in Kansas City, Missouri.
5. To the best of my information and belief, I have found **Martin M. Loring** to be a skilled attorney and a person of integrity. He is experienced in Federal Practice and is familiar with the Federal Rules of Civil Procedure.
6. Accordingly, I move the admission pro hac vice of **Martin M. Loring**, and respectfully submit a proposed order granting the admission pro hac vice of **Martin M. Loring** which is attached hereto.

WHEREFORE, it is respectfully requested that the motion to admit **Martin M. Loring** pro hac vice to represent the NovaStar Defendants in the above captioned matter, be granted.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 17<sup>th</sup> day of July, 2008 in Clayton (St. Louis County), Missouri.

Respectfully submitted,



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Daniel P. Jaffe (DJ3217)  
Husch Blackwell Sanders LLP  
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Telephone: 314-480-1500  
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[dan.jaffe@huschblackwell.com](mailto:dan.jaffe@huschblackwell.com)

New York Office of  
Daniel P. Jaffe:  
120 Lee Road  
Scarsdale, New York 10583  
Telephone and Facsimile:  
914-723-5102

### DECLARATION OF SERVICE

I, Daniel P. Jaffe, certify that on this 17<sup>th</sup> day of July, 2008, I served on the below listed attorneys a copy of the foregoing **Declaration of Daniel P. Jaffe in Support of Motion to Admit Counsel Pro Hac Vice** by instructing my secretary/assistant to mail a copy to each of them by First Class U.S. mail, postage prepaid:

Samuel P. Sporn, Joel P. Laitman,  
Christopher Lometti, Jay P. Saltzman,  
Frank R. Schirripa, Daniel B. Rehns  
**Schoengold Sporn Laitman  
& Lometti, P.C.**  
19 Fulton Street, Suite 406  
New York, New York 10038  
*Counsel for Plaintiffs and the Proposed  
Class*

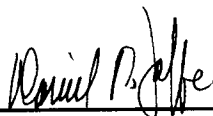
Thomas C. Rice  
James G. Gamble  
**Simpson Thacher & Bartlett LLP**  
425 Lexington Avenue  
New York, NY 10017  
*Attorneys for Defendants The Royal Bank  
of Scotland Group, plc, Greenwich Capital  
Holdings, Inc., Greenwich Capital  
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Zurofsky, Tammy L. Roy  
**Cahill Gordon & Reindel LLP**  
80 Pine Street  
New York, New York 10005  
*Attorneys for Defendant The McGraw-Hill  
Companies, Inc.*

James J. Coster  
Joshua M. Rubins  
**Satterlee Stephens Burke & Burke LLP**  
230 Park Avenue, 11<sup>th</sup> Floor  
New York, NY 10169  
*Attorneys for Defendant Moody's Investors  
Service, Inc.*

I certify under penalty of perjury that the foregoing is true and correct.

Executed on this 17<sup>th</sup> day of July, 2008.

  
\_\_\_\_\_  
Daniel P. Jaffe

UNITED STATES DISTRICT COURT FOR  
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Greenwich Capital Markets, Inc. d/b/a RBS  
Greenwich Capital, Wachovia Securities, LLC,  
Deutsche Bank Securities, Inc., Moody's Investors  
Service, Inc., The McGraw-Hill Companies, Inc.,

**ORDER FOR ADMISSION  
PRO HAC VICE  
ON WRITTEN MOTION**

Defendants.

-----X

Upon the motion of Daniel P. Jaffe, attorney for defendants NovaStar Mortgage Funding Corporation, Scott F. Hartman, Gregory S. Metz, W. Lance Anderson, Mark A. Herpich, and the following six NovaStar Mortgage Funding Trusts as listed above in the caption of this case and identified as Series 2006-3, 2006-4, 2006-5, 2006-6, 2007-1 and 2007-2 (hereinafter "the NovaStar Defendants") and said sponsor attorney's declaration in support;

**IT IS HEREBY ORDERED** that

Applicant's Name: MARTIN M. LORING

Firm Name: Husch Blackwell Sanders LLP

Address: 4801 Main Street, Suite 1000

City/State/Zip: Kansas City, Missouri 64112

Telephone/Fax: (816) 983-8000/(816) 983-8080

Email Address: [martin.loring@huschblackwell.com](mailto:martin.loring@huschblackwell.com)

is admitted to practice pro hac vice as counsel for the NovaStar Defendants in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local rules of this Court, including the Rules governing discipline of attorneys. This case is assigned to the Electronic Case Filing (ECF) system, and counsel shall immediately apply for an ECF password at [nysd.uscourts.gov](http://nysd.uscourts.gov). Counsel shall forward the pro hac vice fee to the Clerk of Court.

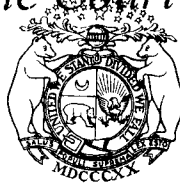
Dated:  
New York, New York

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United States District/Magistrate Judge



*The Supreme Court of Missouri*



*Certificate of Admission as an  
Attorney at Law*

I, Thomas F. Simon, Clerk of the Supreme Court of Missouri, do hereby certify that the records of this office show that on September 19, 1981,

*Martin McCormick Loring*

was duly admitted and licensed to practice as an Attorney and Counselor at Law in the Supreme Court of Missouri and all courts of record in this state, and is, on the date indicated below, a member in good standing of this Bar.

IN TESTIMONY WHEREOF, I hereunto set my hand and affix the seal of the Supreme Court of Missouri at my office in Jefferson City, Missouri, this 30th. day of June, 2008.

A handwritten signature in black ink, appearing to read "Thomas F. Simon", is written over a horizontal line.

Clerk of the Supreme Court of Missouri

# The Supreme Court of Kansas



## Certificate of Good Standing

I, **Carol G. Green**, Clerk of the Supreme Court of the State of Kansas, do hereby certify that the Supreme Court of Kansas is the highest court of law, and the court of last resort within the State of Kansas, and has exclusive jurisdiction over and control of the admission of applicants to the bar of this state.

I do further certify that on September 27, 2002,

**MARTIN MC CORMICK LORING**

was duly admitted to practice as an attorney and counselor of the Supreme Court and all other courts of the State of Kansas and is, on the date indicated below, a member in good standing of the Kansas Bar.

**ACTIVE STATUS**

Witness my hand and the seal of the Supreme Court, hereto affixed at my office in Topeka, Kansas, this 9<sup>th</sup> day of July, 2008.

Carol G. Green  
Clerk of the Supreme Court of Kansas